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Attorney for Defendant

MARCUS ANTHONY MILLNER

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARCUS ANTHONY MILLNER,

Defendant.

Case No.: 2:20-CR-00313-APG-NJK

**Stipulation to Continue Sentencing
Hearing**

(7th Request)

IT IS HEREBY STIPULATED AND AGREED, by and between

CHRISTOPHER BURTON, ESQ., Assistant United States Attorney, counsel for the

United States of America, and **MICHAEL J. MICELI, ESQ.**, counsel for MARCUS

ANTHONY MILLNER, that the Sentencing Hearing currently set for April 4, 2023, at 1:30

p.m., be vacated and continued to a date and time convenient to the Court, but no sooner

than 90 days from the date of this filing. In support of this Stipulation, the parties state as

follows:

2. Defendant is not in custody and does not object to this request for

3. Counsel has spoken to AUSA Christopher Burton, who does not oppose a continuance.

5. For all the above-stated reasons, the ends of justice would best be served by a continuance of the Sentencing Hearing until a date and time convenient to the Court but not more than 90 days from the filing of this Stipulation.

WHEREFORE, the parties respectfully request that the Court accept the stipulation of the parties and enter an Order continuing the Sentencing Hearing to a date and time convenient to the Court but no sooner than 90 days from the date of the filing of this pleading. A proposed Order is attached for the Court's consideration.

Respectfully submitted,

/S/ Christopher Burton
CHRISTOPHER BURTON
 Assistant United States Attorney
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 Las Vegas, NV 89101
 Attorney for the United States

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARCUS ANTHONY MILLNER,

Defendant.

Case No.: 2:18-CR-00095-APG-NJK-2

Order

This matter coming on the parties' Stipulation to Continue Sentencing Hearing, the Court having considered the premises therein and good cause showing, the Court accepts the Stipulation of the parties and finds as follows:


1. Defendant still needs additional time to satisfy his outstanding warrants.
2. Defendant is not in custody and does not object to this request for continuance.
3. Counsel has spoken to AUSA Christopher Burton, who does not oppose a continuance.
4. Denial of this request for continuance could result in a miscarriage justice.
5. For all the above-stated reasons, the ends of justice would best be served by a continuance of the Sentencing Hearing until a date and time convenient to the Court but no sooner than 90 days from the filing of this Stipulation.
6. This is the seventh request to continue the Sentencing Hearing in this matter.

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1 **WHEREFORE**, the Court accepts the Stipulation of the parties and **ORDERS** that
2 the Sentencing Hearing, currently set for **April 4, 2023, at 1:30 p.m.**, shall be, and is,
3 **VACATED** and **CONTINUED** to the 5th day of July, 2023 at 1:30 p.m., in Courtroom
4 6C.
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6 **IT IS SO ORDERED.**

7 DATED this 23rd day of March, 2023.

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12 ANDREW P. GORDON
13 United States District Judge
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